

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
Tuesday, November 13, 2012**

Present: Commissioner President Francis Jack Russell
Commissioner Lawrence D. Jarboe
Commissioner Cynthia L. Jones
Commissioner Daniel L. Morris
Commissioner Todd B. Morgan
Sue Sabo, Acting County Administrator
Sharon Ferris (Recorder)

CALL TO ORDER

Commissioner President Russell called the business meeting to order at 9:00 am in the Chesapeake Building meeting room, Governmental Center.

ADDITIONS/DELETIONS TO AGENDA

Added: Presentation from Chopticon Band Boosters

APPROVAL OF MINUTES

Commissioner Jones moved, seconded by Commissioner Morgan, to approve the minutes of November 2, 2012, as presented. Motion carried 5-0.

**PROCLAMATION WAS PRESENTED IN RECOGNITION OF AMERICA
RECYCLES WEEK**

COUNTY ADMINISTRATOR

1. Draft Agenda for November 20, 2012. There will be no meeting on November 27, 2012.

Referring to communications Commissioners received from Funk and Bolton and the Chesapeake Bay Foundation, Commissioner Jarboe asked that an attempt be made to schedule both entities on the Commissioners' agenda in order to have a fair and balanced discussion of differing opinions regarding TMDLs and other aspects of the state's Watershed Implementation Plan.

2. Department of Economic and Community Development (*Steve Anderson, Director; Robin Finnacom, CEO St. Mary's County Community Development Corporation*)

Commissioner Morris moved, seconded by Commissioner Morgan, to approve and sign the Resolution supporting the Community Development Corporation's application to the MD-DHCD for \$500,000 in State Strategic Demolition and Smart Growth Impact Funding to acquire property located at 21027 Great Mills Road, Lexington Park and demolish the 12,485 sq. ft. structure on the site. Motion carried 5-0.

3. Department of Aging and Human Services (*Lori Jennings-Harris, Director; Peggy Maio, Fiscal Supervisor*)

Commissioner Jones moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the Revised #3 Notification of Grant Award for the FY2012 Title III Federal Grants from the Maryland Department of Aging on behalf of St. Mary's County Department of Aging and Human Services to provide various programs and services to the seniors of St. Mary's County in the total amount of \$318,587 and a related budget amendment to realign budgets based on the revised Notification of Grant Award. Motion carried 5-0.

Commissioner Jarboe moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the Senior Medicare Patrol Notification of Grant Award, Project US1361, from the Maryland Department of Aging on behalf of the St. Mary's County Department of Aging and Human Services in the amount of \$4,564 and a related budget amendment to increase the project budget by \$415. Motion carried 5-0.

Commissioner Jarboe moved, seconded by Commissioner Jones, to approve and authorize Commissioner President Russell to execute the Senior Medicare Patrol Health Care Fraud Expansion Notification of Grant Award, Project US1360, from the Maryland Department of Aging on behalf of St. Mary's County Department of Aging and Human Services in the amount of \$7,101 and the related budget amendment to decrease the project by \$399. Motion carried 5-0.

(Dr. Kathleen O'Brien, Executive Director, Walden Sierra Inc.; Cynthia Brown, Division Manager; Matthew Reisdorph, Prevention & Treatment Coordinator, Human Services Division, Dept. of Aging and Human Services)

Commissioner Morgan moved, seconded by Commissioner Jones, to approve and authorize Commissioner President Russell to execute the FY13 Recovery Support Services Expansion grant Contract Proposal and supplemental funding documents for Project MD1359, from the Maryland Department of Health and Mental Hygiene on behalf of the Department of Aging and Human Services to expand recovery support services at Walden for a revised award amount of \$306,602, and the

amended Sub-recipient agreement between the County and Walden Sierra, Inc. and execute the budget amendment to increase the project budget by \$276,602. Motion carried 5-0.

4. County Attorney (George Sparling)

Commissioner Jones moved, seconded by Commissioner Morgan, to approve and sign the Deed to the State Highway Administration conveying residue parcels adjoining Maryland Route 4 as submitted. Motion carried 5-0.

5. Department of Finance (Elaine Kramer, CFO)

(Bob Kelly, Director, Dept. of Emergency Services and Technology)

Commissioner Morgan moved, seconded by Commissioner Jones, to authorize the Contracting Officer to execute the requested alternate for the Over the Air Programming (OTAP) capability, in an amount not-to-exceed \$225,000, all of which is funded within currently appropriated funds. Motion carried 5-0.

DEPT. OF HUMAN RESOURCES: REQUEST TO SCHEDULE PUBLIC HEARING ON PROPOSED SHERIFF'S OFFICE RETIREMENT PLAN NINTH AMENDMENT

Present: Sue Sabo, Director, Dept. of Human Resources

The Sheriff's Office Retirement Plan is administered by a Board of Trustees who oversee the financial investments with the advice of a financial consultant and make recommendations on plan changes to the Board of County Commissioners (BOCC). The Board of Trustees is recommending eight changes to the Plan which are either as a result of the Heroes Assistance and Relief Tax Act (HEART), required IRS changes, or changes to correct or clarify provisions of the Plan.

Commissioner Morris asked how many sheriff/correctional officers are eligible for retirement at the end of the year and that information be provided to the Commissioners indicating the cost if those in the three highest paid positions chose to retire at the end of this year.

Commissioner Jones moved, seconded by Commissioner Jarboe, to direct staff to schedule a Public Hearing for the Sheriff's Office Retirement Plan Ninth Amendment. Motion carried 5-0.

PUBLIC HEARING: PROPOSED ZONING TEXT AMENDMENTS TO ALLOW A FARM BREWERY IN THE RURAL PRESERVATION DISTRICT (RPD)

Commissioner Russell opened the public hearing at 10:20.

Present: Yvonne Chaillet, Zoning Administrator, Dept. of Land Use and Growth Management
Phil Shire, Director, Dept. of Land Use and Growth Management

Ms. Chaillet noted for the record that notice of the public hearing was advertised in *The Enterprise Newspaper* on October 26 and November 2, 2012, and described the provisions of the proposed text amendment and a Class 8 Farm Brewery License.

There were no public comments. The hearing was closed for public comments at 10:30 am.

MARYLAND TRANSIT ADMINISTRATION: UPDATE ON THE NEW MARKET PARK AND RIDE PROJECT

Present: Paul Weiner, Whitman, Requart & Assoc (WRTA) / MTA
Allysha Lorber, McCormick Taylor, Engineers and Planners
Tom Hannan, WRTA
Ernie Baisden, MTA

Commissioners received an update on the proposed design details of MTA's New Market Park and Ride project. Traffic studies were conducted and changes will be made to Rt. 6 to accommodate the increased traffic flow. The preliminary design for the project should be completed by March/April 2013 with the final design expected within 18 months. Eight months of advertising and bidding will follow with another 12 months expected for construction. An MTA Open House is scheduled for November 28, 2012, 6:00 pm, at the Charlotte Hall Library to inform and receive input from citizens on the proposed Park and Ride.

Since there will be potentially 500 cars sitting in a Park and Ride off of a main road in the middle of a wooded area, Commissioner Morgan expressed safety concerns and asked how many other Park and Rides are built in isolated wooded areas. MTA representatives agreed to provide that information.

Commissioner Jarboe noted that years ago he suggested a large regional Park and Ride be constructed in the Hughesville area to accommodate St. Mary's, Charles and Calvert County commuters, and he would still like to see that come to fruition.

COMMISSIONERS TIME

Tri-County Council Representatives

Commissioner Morris moved, seconded by Commissioner Jarboe, to (1) retain Mary Lynn Stone as the citizen representative for the St. Mary's County Tri County Council and that we take Commissioner Morgan and accept his offer to keep him on as the

Commissioner representative on the Tri County Council. Motion carried 4-0, with one abstention (Commissioner Morgan).

Chopticon Band Boosters

Present: Fred Nelson, Chopticon High School Band Booster Representative
Victoria Nelson, Pearl Harbor Trip Coordinator, Chopticon Band Booster
Rachel Sparks, Chopticon High School Band Booster and Color Guard Instructor

The Chopticon High School Band has been honored with an invitation to participate in the 2012 Pearl Harbor Parade in Honolulu, Hawaii. The band has sponsored many fund raising activities to raise \$120,000 needed for the trip; however, they are \$20,000 short. Anyone wishing to contribute can do so by sending donations to Chopticon High School Band, P.O. Box 136, Morganza, MD 20660. For more information regarding donations, please contact Victoria Nelson, Trip coordinator at 301-481-6309 or victorianelsonrn@gmail.com.

The Commissioners highlighted events attended over the past week.

MOTION TO ENTER INTO EXECUTIVE SESSION

Commissioner Morgan moved, seconded by Commissioner Morris, to enter into Executive Session for the purpose of discussing real property matters, specifically, potential public school sites. Motion carried 5-0.

EXECUTIVE SESSION

Real Property

Present: Commissioner Francis Jack Russell, President
Commissioner Lawrence D. Jarboe
Commissioner Cynthia L. Jones
Commissioner Daniel L. Morris
Commissioner Todd B. Morgan
Sue Sabo, HR Director and Acting County Administrator
Elaine Kramer, CFO
Dr. Salvatore Raspa, Chairman, Board of Education
Dr. Michael Martirano, Superintendent, St. Mary's County Public Schools
Bradley Clements, COO, SMCPs
Donna Gebicke, Administrative Assistant

Authority: Article 24, Section 4-210(a)11
Time Held: 11:33 am – 12:10 pm
Subject Discussed: Potential School Sites

ADJOURNMENT

Meeting adjourned at 12:10 pm.

Minutes Approved by the Board of County Commissioners on _____

Sharon Ferris, Senior Administrative Coordinator (Recorder)